

State of Wisconsin



1997 Assembly Bill 179

Date of enactment: **December 19, 1997**

Date of publication*: **January 8, 1998**

1997 WISCONSIN ACT 52

AN ACT to renumber and amend 157.06 (4) (a) 4.; to amend 157.06 (2) (d) and 157.06 (8) (c); and to create 157.06 (1) (j) and (k) and 157.06 (4) (a) 4. b. of the statutes; relating to: authorizing technicians to remove donated human bone or certain tissue.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 157.06 (1) (j) and (k) of the statutes are created to read:

157.06 (1) (j) "Technician" means an individual who is trained or approved by the American Red Cross Tissue Services or the American Association of Tissue Banks to remove or process tissue or bone while under the direction or supervision of a physician.

(k) "Tissue" includes all of the following:

1. Skin.
2. Connective tissue, including tendons and ligaments.
3. Cardiovascular tissue, including valves, blood vessels and pericardium, that is not suitable for use for cardiovascular organ transplantation.

SECTION 2. 157.06 (2) (d) of the statutes is amended to read:

157.06 (2) (d) A document of gift may designate a particular physician to carry out the appropriate procedures. In the absence of a designation or if the designee is not available, the donee or other person authorized to accept the anatomical gift may employ or authorize any physician, technician or enucleator to carry out the appropriate procedures.

SECTION 3. 157.06 (4) (a) 4. of the statutes is renumbered 157.06 (4) (a) 4. (intro.) and amended to read:

157.06 (4) (a) 4. (intro.) The removal will be by a physician, except ~~that in~~ for the following:

a. In the case of eyes, the removal may be by a physician or by an enucleator.

SECTION 4. 157.06 (4) (a) 4. b. of the statutes is created to read:

157.06 (4) (a) 4. b. In the case of tissue or bone, the removal may be by a physician or by a technician.

SECTION 5. 157.06 (8) (c) of the statutes is amended to read:

157.06 (8) (c) If there has been an anatomical gift, a physician may remove any donated parts of the body, a technician may remove any donated tissue or bone and an enucleator may remove any donated eyes or parts of eyes, after determination of death by a physician. Any individual acting under the direction of a physician and any funeral director licensed under ch. 445 may perform the functions of an enucleator under this section if he or she has completed a course in eye enucleation and holds a valid certification of competence from a medical college approved by the medical examining board under s. 448.05 (2). A certificate of competence shall be valid for 3 years.

* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].